

SCHWARTZ, CONROY & HACK, PC

Making Insurance Companies Keep Their Promises

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May 19, 2023

Via ECF ONLY

Judge Joanna Seybert
United States District Court
Eastern District of New York
100 Federal Plaza, Courtroom 10330
Central Islip, New York 11722

SCHWARTZ,
CONROY &
HACK, PC
Making Insurance Companies
Keep Their Promises

Re: Tasty Brands, LLC v. Avanti Foods Corporation
CIVIL DOCKET FOR CASE #: 2:23-cv-00312-JS-LGD

Your Honor:

We represent Plaintiff, Tasty Brands LLC, in this matter. The parties submit this joint letter in response to Your Honor's Order dated May 1, 2023, in which the parties were to set forth their efforts to settle the case and resolve jurisdictional issues.

Counsel for the parties have now met several times and exchanged documents. Negotiations have continued and an offer was made yesterday. We need additional time to evaluate the offer with our clients and determine whether or not the case can be settled.

The parties jointly respectfully request an additional three (3) weeks until June 9, 2023 to discuss settlement and the issue of venue and personal jurisdiction (while continuing the stay Your Honor placed for Defendant to respond to the Complaint). We believe this will be the final request for more time in which to know whether a settlement is possible. If not, we would provide an agreed upon briefing schedule for Defendant's proposed motion to the Court. Defendant continues to expressly reserve the right to contest personal jurisdiction.

We appreciate the Court's consideration.

Very truly yours,

SCHWARTZ, CONROY & HACK, PC

By: /s/Robert Hewitt
Robert E.B. Hewitt III